

In the High Court of Punjab & Haryana at Chandigarh

**R. F. A No. 907 of 1992 (O&M)**

Mehar Singh and others

..... Appellants

VS

The State of Punjab and another

..... Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal**

Present: Mr. Pritam Saini, Advocate, for the appellants.

Mr. Palvinder Singh, Senior Deputy Advocate General, Punjab.

**Rajesh Bindal J.**

The landowners are in appeal before this court against the award of the learned court below passed under Section 18 of the Land Acquisition Act, 1894 (for short, 'the Act') seeking enhancement of compensation for the acquired land.

Briefly, the facts of the case are that the State of Punjab acquired the land situated within the revenue estate of Village Lakhmipur, Tehsil and District Ropar, for construction of Sutlej Yamuna Link Canal. The Land Acquisition Collector assessed the fair value of the land at Rs. 71,500/- per acre for chahi, Rs. 55,000/- per acre for barani and Rs. 40,000/- per acre for gair mumkin khadan. On reference under Section 18 of the Act, the learned court below determined the market value of the acquired land on the basis of a settlement arrived at between the landowners and the then Chief Minister of Punjab, according to which the value of the acquired land was assessed @ Rs. 1,00,000/- per acre for chahi, Rs. 75,000/- per acre for barani and Rs. 65,000/- per acre for gair mumkin khadan.

Since the marked value of the acquired land was assessed by the learned court below on the basis of a settlement arrived at between the landowners and the State of Punjab, no case for further enhancement is made out. Moreover, there is no independent evidence led by the appellants in support of their claim.

Accordingly, the appeal is dismissed.

18.2.2010

vs.

**( Rajesh Bindal)  
Judge**